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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 2230 OF 2007

Babu Shahu Ghosh ... Petitioner

Versus

The State of Maharashtra and Ors... Respondents

Mr. Rajkumar Yadav i/by Mr.M.P. Mishra for Petitioner.

Ms. Kiran Bagalia for R. No. 2.

Mr. V.C. Ghosalkar for R. No. 3.

CORAM: F.I. REBELLO &
R.M. SAVANT,JJ.
DATED: APRIL 09, 2007

P.C.:

. The learned counsel holding for the Petitioner seeks adjournment. However, the counsel for the respondent draws our attention to Para 10 of the Petition which shows that in respect of the subject matter, a civil suit was pending. Once that be the case, it will not be proper for this court to exercise an extra ordinary jurisdiction. It will be open to the Petitioner to pursue the remedy in the pending civil suit. With the above observations, Petition disposed of.

(R.M. SAVANT,J.) **(F.I.REBELLO, J.)**